



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Burke, *et al.*

Appl. No.: 10/091,342

Filed: March 6, 2002

For: **Process for the Preparation of L-Amino
Acids with Amplification of the zwf Gene**

Art Unit: 1652

Examiner: R. Prouty

Atty. Dkt.: 7601/80250

Request for Continued Examination

Commissioner of Patents
U.S. Patent and Trademark Office
Customer Service Window, **MS RCE**
Randolph Building
401 Dulany Street
Alexandria, VA 22314

This is a request for Continued Examination (RCE) of the above-identified application under 37 C.F.R. §1.114.

1. Submission required under 37 C.F.R. §1.114:

a. Previously submitted:

- ☐ Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on [1.116 Amendment filed].
- ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on [Appeal Brief filed].
- ☐ Other:

b. Enclosed:

☒ Amendment and Response Under 37 C.F.R. § 1.116

☐ Affidavit(s)/Declaration(s)

03/21/2005 JADD01 00000109 061135 10091342

☒ Information Disclosure Statement (IDS)

☒ Other: A copy of the Petition Under 37 C.F.R. § 1.78(a)(3) being filed concurrently with the Office of Petitions;

2. Additional Items:

- ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of [No. of Months Suspension 1.103(c)] months. (*Period of suspension shall not exceed three months; fee under 37 C.F.R. §1.17(i) required.*)
- ☐ A petition for extension of time is enclosed.
- ☒ A return postcard is enclosed.
- ☐ Other:
- ☐ Applicant(s) assert entitlement to Small Entity Status.
- ☒ RCE Fee required under 37 C.F.R. § 1.17(e) without a claim of small entity status is: \$790.00.
- ☐ RCE Fee required under 37 C.F.R. § 1.17(e) by an entity claiming small entity status is: \$395.00.
- ☐ A check in the amount of \$ [Check Amount enclosed] is enclosed.
- ☒ Charge \$ \$790.00 to Deposit Account No. 06-1135 under Order No. 7601/80250.
- ☒ The Director is hereby authorized to charge any additional fees which may be required in this application under 37 C.F.R. §§1.16-1.17 during its entire pendency, or credit any overpayment, to Deposit Account No. 06-1135 under Order No. 7601/80250. Should no proper payment be enclosed herewith, the Director is authorized to charge the unpaid amount to Deposit Account No. 06-1135 under the same Order Number. This sheet is filed in duplicate.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY

By

Michael A. Sanzo
Reg. No. 36,912
Attorney for ApplicantsDate March 18, 2005
1801 K Street, N.W., Suite 401L
Washington, DC 20006-1201
Phone: (202) 419-7013